

1 HONORABLE RONALD B. LEIGHTON  
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11 UNITED STATES DISTRICT COURT  
12 WESTERN DISTRICT OF WASHINGTON  
13 AT TACOMA  
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16 CHARLES EDWARD LINCOLN, III  
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v.  
19 Plaintiff,

20 DELTA FUNDING CORPORATION, et al.,  
21  
22 Defendants.

23 Case No. C10-5224RBL  
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26 ORDER GRANTING DISMISSAL  
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20 THIS MATTER is before the court on Defendants' Motion to Dismiss [Dkt. #7]. Defendants claim  
21 that Plaintiff's complaint is largely unintelligible, and that, to the extent it seeks to avoid foreclosure in some  
22 other forum based on "show me the note" arguments, ineffectual as a matter of law. Also pending is  
23 Plaintiff's Fed. R. Civ. P. 41(a) Motion to Dismiss [Dkt. #14]. Plaintiff explains that he no longer owns the  
24 property at issue. Nevertheless, he seeks a dismissal without prejudice. He has not otherwise substantively  
25 responded to the Defendants' Motion.

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27 The Defendants' Motion is Granted, and the Plaintiff's Compliant is DISMISSED WITH  
28 PREJUDICE. All other pending Motions are DENIED as moot.

1 IT IS SO ORDERED.

2 Dated this 30<sup>th</sup> day of August, 2010.

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RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE